JUL 2 9 2005

In re application of:

Phillip Acker

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEMARK OFFICE PATENT

Attorney Docket No: ACKRP002

Examiner: EVANS, A.

Group Art Unit: 2854

Date: July 27, 2005

For: THERMAL ALARM CLOCK

Application No: 10/649,620

Filed: August 28, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313 1450 on July 27, 2005

Signed. Malinda M. War

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims Remaining After <u>Amendment</u>	Highest Previously <u>Paid For</u>	Present <u>Extra</u>	SMALL ENTITY RATE FEE	LARGE ENTITY OR <u>RATE FEE</u>
TOTAL CLAIMS	_25			X25 = \$125.00	OR $X50 = $ \$
INDEP CLAIMS	03	03		X100 =  OR	X200 = \$
[] Multiple Dependent Claim Present				\$180	X360 \$
and Fee Not Previously Paid		TOTAL	\$125.00	\$	

Applicant(s) hereby petition for a month(s) extension of time to respond to the outstanding Office Action.

Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-0805 (Order No. ACKRP002).

Enclosed is our Check No. 14627 in the amount of \$125.00 to cover the additional claim fee. If the required fees are missing or any additional fees are required to facilitate filing the enclosed response, please charge such fees or credit any overpayment to Deposit Account No. 50-0805 (Order No. ACKRP002). A copy of this sheet is enclosed.

Respectfully submitted,

MARTINE PENILLA & GENCARELLA, LLP

George B. Leavell Esq. Registration No. 45,436

710 Lakeway Drive, Suite 200 Sunnyvale, CA 94085 Telephone: (408) 749-6900 Customer Number 25920



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner: Evans, A.

Phillip Acker

Art Unit: 2854

Serial No. 10/649,620

Atty Docket No. ACKRP002

Filed: August 28, 2003

Date: July 27, 2005

For: Thermal Alarm Clock

## **CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 27, 2005.

Signed: Melinda M. Ward

## PRELIMINARY AMENDMENT

Commissioner for Patents Alexandria, VA 22313-1450

Please amend the above-referenced application as follows:

A complete listing of claims with their current status begins on page 2 of this paper.

Remarks begin on page 7 of this paper.

08/01/2005 BABRAHA1 00000019 10649620

APN: 10/49,620

01 FC:2202

125.00 OP

Preliminary Amendment

Page 1 of 7